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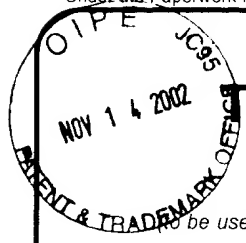
AF 11000

TECH CENTER 1600/2900 PTO/SB/21 (08-00)

Approved for use through 10/6/2002. OMB 0651-0031

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# TRANSMITTAL FORM

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Application Number 09/620,038

Filing Date 07/20/2000

First Named Inventor Hoss

Group Art Unit 1623

Examiner Name Chaudhry

Total Number of Pages in This Submission 18

Attorney Docket Number RDID 0050 US

## ENCLOSURES (check all that apply)

☒ Fee Transmittal Form☐ Fee Attached☒ Amendment / Reply☒ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/  
Incomplete Application☐ Response to Missing Parts  
under 37 CFR 1.52 or 1.53☐ Assignment Papers  
(for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a  
Provisional Application☐ Power of Attorney, Revocation  
Change of Correspondence  
Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) \_\_\_\_\_☐ After Allowance Communication  
to Group☐ Appeal Communication to Board  
of Appeals and Interferences☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☐ Other Enclosure(s) (please  
identify below):

Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual nameThe Law Office of Jill L. Woodburn, L.L.C.  
Jill L. Woodburn

Signature

Jill L. Woodburn

Date

11/08/2002

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: November 8, 2002

Typed or printed name

Jill L. Woodburn

Signature

Jill L. Woodburn

Date

11/08/2002

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PTO/SB/17 (10-02)  
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# **FREE TRANSMITTAL** **for FY 2003**

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$) 0

## **Complete if Known**

Application Number 09/620,038  
Filing Date 07/20/2000  
First Named Inventor Hoss  
Examiner Name Chaudhry  
Art Unit 1623  
Attorney Docket No. RDID 0050 US

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## **METHOD OF PAYMENT (check all that apply)**

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None  
☒ Deposit Account:  
Deposit Account Number 50-0877  
Deposit Account Name Roche Diagnostics GmbH  
The Commissioner is authorized to: (check all that apply)  
☒ Charge fee(s) indicated below ☐ Credit any overpayments  
☒ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## **FEE CALCULATION**

### **1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 740	2001 370	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 510	2003 255	Plant filing fee	
1004 740	2004 370	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
<b>SUBTOTAL (1)</b>			(\$ ) 0

### **2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

		Extra Claims		Fee from below		Fee Paid	
Total Claims	<div>40</div>	- 20** =	<div>0</div>	X	<div></div>	=	<div></div>
Independent Claims	<div>2</div>	- 3** =	<div>0</div>	X	<div></div>	=	<div></div>
Multiple Dependent					<div></div>	=	<div></div>

Large Entity		Small Entity		Fee Description	
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	84	2201	42	Independent claims in excess of 3	
1203	280	2203	140	Multiple dependent claim, if not paid	
1204	84	2204	42	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	

\*\*or number previously paid, if greater; For Reissues, see above

## **FEE CALCULATION (continued)**

### **3. ADDITIONAL FEES**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for <i>ex parte</i> reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 400	2252 200	Extension for reply within second month	
1253 920	2253 460	Extension for reply within third month	
1254 1,440	2254 720	Extension for reply within fourth month	
1255 1,960	2255 980	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,280	2453 640	Petition to revive - unintentional	
1501 1,280	2501 640	Utility issue fee (or reissue)	
1502 460	2502 230	Design issue fee	
1503 620	2503 310	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 740	2809 370	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 740	2810 370	For each additional invention to be examined (37 CFR 1.129(b))	
1801 740	2801 370	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)** (\$) 0

## **SUBMITTED BY**

Name (Print/Type) Jill L. Woodburn  
Registration No. (Attorney/Agent) 39874  
Telephone 219 764-4005  
Signature [Signature]  
Date Nov. 8, 2002

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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Docket No. RDID 0050US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Hoss et al.

Application No.: 09/620,038

Group No.: 1623

Filed: July 20, 2000

Examiner: M. Chaudhry

For: Method and Arrangement for Determining the Concentration of Glucose in a Body Fluid

AMENDMENT AND REPLY UNDER 37 C.F.R. 1.116

Box AF  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action mailed August 9, 2002, entry of the following amendments and consideration of the accompanying remarks is respectfully requested.

In the claims

Please amend claims 23, 48-50, 68, 71, and 73-79. The amended claims are set forth in the attached Clean Version of Replacement Claims for Entry During Prosecution of US Application No. 09/620,038, as well as a Version with Markings to Show Changes Made.

REMARKS

Claims 23-50 and 68-79 are pending in the present application. It is proposed that claims 23, 48-50, 68, 71, and 73-79 be amended as discussed in detail below. No new matter is added by virtue of the amendments. The amendments to the claims are properly entered here since they do not raise any issues requiring additional search and they either put the claims in condition for allowance or at least in a better form for appeal. Entry of the proposed amendments is requested.

Claims 23-50 and 68-79 are rejected under 35 U.S.C. 112, second paragraph as being indefinite. The rejection proffers that claim 23 lacks a step that determines glucose concentration.

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5-1007  
E-12 TC 12  
RC  
12/5/02